



Atty. Docket No. 42390P10071

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Terry Kendall, et al.

Application No. 09/752,594

Filed: December 27, 2000

For: ENHANCED SPECIAL PROGRAMMING MODE

)  
)  
) Examiner: Not yet assigned  
)  
) Art Unit: 2818  
)  
)  
)

Commissioner for Patents  
Washington, D.C. 20231

DECLARATION OF ODETTE DEVERA

Sir/Madam:

I, Odette Devera, hereby declare as follows:

1. I am the Secretary and Administrative Assistant for the Attorney of Record, Blakely, Sokoloff, Taylor & Zafman LLP, for the above-identified patent application entitled "ENHANCED SPECIAL PROGRAMMING MODE".
2. The invention described in the above-identified patent application was invented by Paul Ruby and Terry Kendall.
3. The above-identified patent application was filed with the U.S. Patent Office on December 27, 2000.

"Express Mail" mailing label number: EL617184168US

Date of Deposit: June 12, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to Box Missing Parts, Commissioner for Patents, Washington, D. C. 20231

Odette Devera

(Typed or printed name of person mailing paper or fee)

Odette Devera  
(Signature of person mailing paper or fee)

6/12/01  
(Date signed)

4. A number of attempts have been made to present a copy of the application papers to Terry Kendall for signature via telephone, post and electronic mail, specifically:

(1) On May 1, 2001, I sent an email to Terry Kendall inquiring whether he received the Declaration and Assignment documents, which had been forwarded and executed by Paul Ruby. A copy of the email May 1, 2001, message is attached.

(2) On May 7, 2001, I sent a second email reminder to Terry Kendall inquiring about the Declaration and Assignment documents. A copy of the May 7, 2001, email message is attached.

(3) On May 7, 2001, I telephoned Terry Kendall's residence at (530) 626-3233. At that time he requested a copy of the final application as filed with the US PTO. Mr. Kendall provided his mailing address and I sent a copy of the application via Federal Express on May 8, 2001, to the address Mr. Kendall provided as follows:

5310 King Martens Ct.  
Placerville, CA 95667

A copy of the May 8, 2001, letter is attached and the tracking report from Federal Express, which shows Mr. Kendall signed for the copy of the final application on May 9, 2001.

(4) On May 11, 2001, I again sent Terry Kendall an email reminder to follow up on the Declaration and Assignment documents. A copy of the May 11, 2001, email message is attached.

(5) On May 15, 2001, I again sent Terry Kendall another email reminder to follow up on the Declaration and Assignment documents. A copy of the May 15, 2001, email message is attached.

(6) On May 16, 2001, I telephonically contacted Terry Kendall to remind him that the first extension deadline is on May 22, 2001, for the Response to Missing Parts. Mr. Kendall said

he received the documents signed by Paul Ruby and assured me that he we would return them before Friday, May 18, 2001.

(7) On May 16, 2001, I received an email response from Terry Kendall confirming his plans to return the documents by Thursday, May 17, 2001. A copy of Mr. Kendall's May 16, 2001, email message is attached.

5. The last known address for Terry Kendall is:

5310 King Martens Ct.  
Placerville, CA 95667

6. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United Sates Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

  
Odette Devera

6/11/01  
Date

Odette DeVera  
05/01/2001 03:19 PM

To: terry\_k\_95667@yahoo.com  
cc:  
Subject: RE: Patent Application for Intel Corporation

Hello Terry,

I just wanted to check with you to make sure that you received the documents safely from Paul. Please let us know when we can expect the return of the executed documents. Thanks.

Have a nice day!  
Odette

-----Original Message-----

From: Odette DeVera [mailto:Odette\_DeVera@bstz.com]  
Sent: Tuesday, May 01, 2001 12:29 PM  
To: paul.d.ruby@intel.com  
Subject: Patent Application for Intel Corporation

Dear Paul,

I am George Leavell's secretary at Blakely Sokoloff Taylor and Zafman and I am writing to inquire whether or not you received Assignment and Declaration forms for your signature. The patent application is entitled Enhanced Special Programming Mode and a letter was sent to you on March 27, 2001. If so, please let me know if you have signed and routed the documents to the other inventor, Terry Kendall, for his signature.

Please inform me if I can do anything to assist you. We would like to file these documents as we are working with a past due date of April 22, 2001. Thank you for your time.

Sincerely,  
Odette Devera

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Do You Yahoo!?  
Get your free @yahoo.com address at <http://mail.yahoo.com>

-----Original Message-----

From: Odette DeVera [SMTP:Odette\_DeVera@bstz.com]

Sent: Monday, May 07, 2001 3:31 PM

To: terry\_k\_95667@yahoo.com

Subject: RE: Patent Application for Intel Corporation

Dear Terry,

I am writing to confirm whether or not you have received the Declaration documents from Paul Ruby. Please reply to let me know. I greatly appreciate your time.

Thanks,

Odette

----- Forwarded by Odette DeVera/Bstz on 05/07/2001 03:31 PM -----

Odette DeVera

05/01/2001 03:19 PM

To: terry\_k\_95667@yahoo.com

cc:

Subject: RE: Patent Application for Intel Corporation

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Have a nice day!

Odette

I believe you are the person I spoke to today. I'm looking forward to receiving the final patent application for my review. You can either send it via FedEx or email (I've used email to review patent applications before done by John Travis). To confirm my address (for FedEx purposes), it's

Terry Kendall  
5310 King Martens Ct  
Placerville, Ca 95667

Regards,  
Terry

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Please inform me if I can do anything to assist you. We would like to file these documents as we are working with a past due date of April 22, 2001. Thank you for your time.

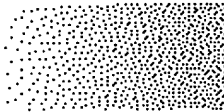
Sincerely,  
Odette Devera

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Do You Yahoo!?  
Get your free @yahoo.com address at <http://mail.yahoo.com>

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Odette DeVera

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05/11/2001 11:06:32 AM

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To: "Terry's Yahoo! Mail" <terry\_k\_95667@yahoo.com>  
cc:  
Subject: RE: Patent Application for Intel Corporation

Hi Terry,

I am following up with the assignment/declaration documents. I hope that you received that patent application that I sent to you by FedEx. Please keep in mind that our upcoming deadline is May 22, 2001.

Best Regards,  
Odette

To: Odette DeVera/Bstz  
cc:  
Subject: RE: Patent Application for Intel Corporation

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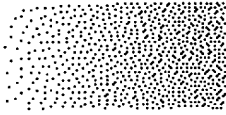
Odette,

I believe you are the person I spoke to today. I'm looking forward to receiving the final patent application for my review. You can either send it via FedEx or email (I've used email to review patent applications before done by John Travis). To confirm my address (for FedEx purposes), it's

Terry Kendall  
5310 King Martens Ct  
Placerville, Ca 95667

Regards,  
Terry





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Odette DeVera

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05/15/2001 09:26:29 AM

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To: "Terry's Yahoo! Mail" <terry\_k\_95667@yahoo.com>  
cc:  
Subject: RE: Patent Application for Intel Corporation

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Odette

To: Odette DeVera/Bstz  
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Terry Kendall  
5310 King Martens Ct  
Placerville, Ca 95667

Regards,  
Terry



"Terry's Yahoo! Mail" <terry\_k\_95667@yahoo.com> on 05/16/2001 06:07:34 PM

To: Odette DeVera/Bstz  
cc:  
Subject: RE: Patent Application for Intel Corporation

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Odette,

I received the patent application and am in the process of reviewing it. I plan to mail it back to you Thursday 5/17.

Terry

-----Original Message-----

From: Odette DeVera [SMTP:Odette\_DeVera@bstz.com]  
Sent: Tuesday, May 15, 2001 9:26 AM  
To: Terry's Yahoo! Mail  
Subject: RE: Patent Application for Intel Corporation

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Regards,  
Odette

"Terry's Yahoo! Mail" <terry\_k\_95667@yahoo.com> on 05/07/2001 07:04:02 PM

To: Odette DeVera/Bstz  
cc:  
Subject: RE: Patent Application for Intel Corporation

Odette,